



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Dale B. SCHENK *et al.*

Serial No.: 10/789,273

Filed: February 27, 2004

For: HUMANIZED ANTIBODIES THAT
RECOGNIZE BETA AMYLOID PEPTIDE

Attorney Docket No.: ELN-002CPCN3

Group Art Unit: 1644

Examiner: Not Yet Assigned

MS Petitions
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. EV 418603563 US in an envelope addressed to: MS/Petitions, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date set forth below.

January 28, 2005

Date of Signature and of Mail Deposit

By:

Debra J. Milasincic
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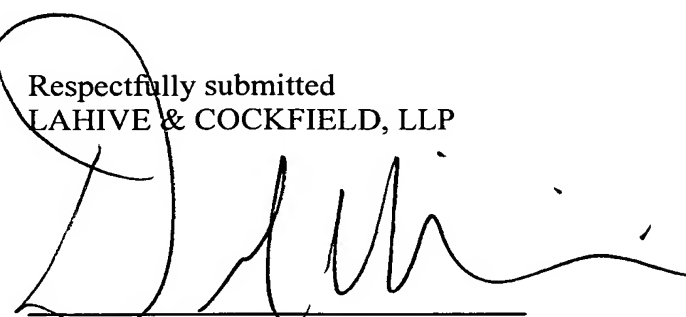
PETITION TO EXPUNGE UNDER 37 C.F.R. §1.159(b)

Dear Sir:

Pursuant to 37 C.F.R. §1.59(b), Petitioners hereby request that the enclosed docket report (Appendix A of the accompanying Petition to Withdraw Holding of Abandonment Under 37 C.F.R. §1.181) be expunged, in its entirety, from the file of the above-identified patent application upon rendering a Decision on the enclosed Petition Under 37 C.F.R. §1.181. The enclosed docket report (Appendix A) contains proprietary information that has not been otherwise made public. Applicant confirms that this information will be retained for the period of any patent with regard to which this information has been submitted.

No fee is believed to be due in connection with the present Petition in view of the fact that the Petition is being filed based on non-receipt of the Notice to File Missing Parts mailed from the Patent Office on May 13, 2004. However, if any fee is due, please charge the required amount to our Deposit Account No. 12-0080. For this purpose, a duplicate of this letter is enclosed.

Respectfully submitted
LAHIVE & COCKFIELD, LLP

A handwritten signature in black ink, appearing to read 'Debra J. Milasincic', is written over a horizontal line.

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Date: **January 28, 2005**